



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: STROHECKER ET AL

Serial No. 10/629,333

Group Art Unit: not yet assigned

Filed: 29 July 2003

Examiner: not yet assigned

For: **GRINDER PUMP TANK**

\* \* \*

DECLARATION UNDER 37 CFR SECTION 2.20

To The Honorable Commissioner  
of Patents and Trademarks  
Washington, D.C. 20231

Sir:

I, James R. Strohecker, being duly sworn, state that I am the applicant of record in the above-referenced application, as shown by the records in the United States Patent and Trademark Office. I further declare and state the following.

1. The subject application became abandoned for failure to respond to a Notice of Missing Parts due December 27, 2003 (signed inventor declarations, plus filing fee, plus replacement patent drawings). I did not fully appreciate the meaning of the Notice, nor the consequences of failing to file the Missing Parts. Indeed, I did not know that the application had gone abandoned until I more recently received the Notice of Abandonment dated 26 October 2004.

2. The failure to timely file the Missing Parts in response to the Notice, and the subsequent short delay in filing a petition to revive this application until now was unintentional and resulted from a combination of factors, including extended amounts of time away from my

home in Maryland, during which time I had no access to papers sent by my patent attorneys to my local mailing address.

3. I am 74 years old, retired, and yet I own a number of businesses. A combination of circumstances have greatly affected me during the last year and a half. Primarily, my spouse and I have had endured a number of illnesses that distracted us from paying proper attention to our business matters, including overseeing the patent paperwork as I should have been doing.

4. Partly as a result of our illnesses, and partly for business reasons, I have spent a great deal of time over the last year away from home, recuperating in Florida or traveling for extended periods of time both within the United States and internationally. I have spent very little time since December 2003 at my local address in Maryland. Consequently, there was no one at my home to receive the Notice of Missing Parts, and I did not know about need to file the Missing Parts, nor the fact that the application had gone abandoned. I only became aware when I recently received the Notice of Abandonment dated 26 October 2004.

5. Upon learning that the application had gone abandoned for failure to respond to the Notice of Missing Parts due December 27, 2003, I immediately set about to revive the application and began corresponding in earnest with my patent attorney. I have continuously and diligently been working to revive my application.

6. While more precaution on my part may have avoided the above-described abandonment, the extraordinary circumstances which caused the abandonment were beyond my control and the abandonment was purely unintentional.

7. The entire delay in filing the required reply from the due date for the reply until the filing of the grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

Inventor: STROHECKER et al.

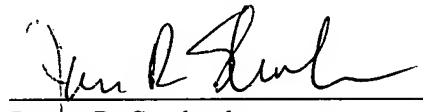
Serial No.:10/629,333

\* \* \* \* \*

I declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true.

I further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or by both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of any issued patent on the above-referenced application.

Respectfully submitted,



James R. Strohecker

Date 4-18-05

# DECLARATION AND POWER OF ATTORNEY ORIGINAL APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled GRINDER PUMP TANK described in

☒ the specification 10/629,333 filed 29 July 2003

☐ provisional application serial no. \_\_\_\_\_, filed \_\_\_\_\_, ☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, mo, yr)	PRIORITY CLAIMED
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I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)
60/399,468	29 July 2002	Converted into utility patent application 10/629,333 on 29 July 2003

**POWER OF ATTORNEY:** As a named Inventor, I hereby appoint the following attorney(s) to prosecute this application and transact all business in The Patent and Trademark Office connected therewith:

**SEND CORRESPONDENCE TO:**

Royal W. Craig Reg. No. 34,145  
Law Offices of Royal W. Craig  
10 N. Calvert Street  
Suite 153  
Baltimore, Maryland 21202

(101) FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
STROHECKER, James R.	STROHECKER	James	R.
RESIDENCE & CITIZENSHIP	CITY	STATE	COUNTRY OF CITIZENSHIP
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POST OFFICE ADDRESS

221 Chesapeake Harbor Drive East, Annapolis, Maryland 21403

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

  
SIGNATURE OF INVENTOR 101

DATE 5/5/05

# DECLARATION AND POWER OF ATTORNEY. ORIGINAL APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled GRINDER PUMP TANK described in

[X] the specification 10/629,333 filed 29 July 2003

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37 SOPHIE AVE DUNEDIN, FL 34698

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

AB Hall  
SIGNATURE OF INVENTOR 102

DATE 5/5/03